

Mayor Yett moved that the bids of Oscar Ulit to furnish meat and groceries to the City Hospital for the six months beginning July 1st, 1925, be accepted as the lowest and best bid. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes and Nolen, 4; naves, none, Councilman Searight absent.

Councilman Haynes moved that the bid of the Statesman to do the city printing for the six months beginning July 1st, 1925, be accepted as the lowest and best bid. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes and Nolen, 4; naves, none, Councilman Searight absent.

The Council then adjourned.

Joey Stomby
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, July 9th, 1925.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor Yett, Councilmen Avery and Nolen, 3; absent, Councilmen Haynes and Searight, 2.

Mayor Yett moved that a committee composed of City Attorney, J. Bouldin Rector, Councilmen Avery and Nolen be appointed to confer with the railroad officials and property owners with reference to paving of East and West Fourth Streets for one block on either side of Congress Avenue. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery and Nolen, 3; naves, none, Councilmen Haynes and Searight absent.

The monthly reports of Mrs. E. Schulz, Superintendent Nurses at City Hospital, W. R. Davis, Bookkeeper Sewer Department, Jas. H. Maxwell, Sealer of Weights and Measures, were read and ordered filed.

The Mayor introduced the following ordinance:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE REQUIRING THE INSTALLATION OF FIRE EXTINGUISHERS, STANDPIPES, AND FIRE FIGHTING APPARATUS IN HOTELS, ROOMING HOUSES, APARTMENT HOUSES, AND HOSPITALS, IN THE CITY OF AUSTIN, FIXING THE TIME WHEN SAID ORDINANCE SHALL BECOME EFFECTIVE, AND PRESCRIBING PENALTIES FOR THE VIOLATION OF SAID ORDINANCE.

The ordinance was read the first time and Councilman Nolen moved that the rule be suspended and the ordinance be placed on its second reading. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, and Nolen, 3; naves, none, Councilmen Haynes and Searight absent.

The ordinance was read the second time and Councilman Nolen moved a further suspension of the rule and the ordinance be placed on its third reading and final passage. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery and Nolen, 3; naves, none, Councilmen Haynes and Searight absent.

The ordinance was read the third time and Councilman Nolen moved that same do now finally pass. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery and Nolen, 3; naves, none, Councilmen Haynes and Searight absent

The Council then recessed.

AFTERNOON SESSION:

read and
After having been laid over for one week, the Mayor introduced the following:

RESOLUTION ORDERING THE IMPROVEMENT OF A PORTION OF
WEST THIRTY-SECOND STREET IN THE CITY OF AUSTIN, TEXAS,
AND APPROVING THE SPECIFICATIONS, PROPOSAL, CONTRACT AND
BOND THEREFOR.

WHEREAS, it is deemed necessary to improve the following street of the City of Austin within the following limits, to-wit: West Thirty-second Street, from the east line of its intersection with Mezeppa Drive, otherwise known as Guadalupe Street, to the west line of intersection of said West Thirty-second Street with University Avenue or Lampasas Street and ordinarily known as Speedway all of the area of said West Thirty-second Street to be improved being located within Aldridge Place, an addition to the City of Austin; and

WHEREAS, The City Engineer of the City of Austin has this day filed with the City Council complete specifications for the performance of the said work by paving the said street within the limits above named with Uvalde Rock Asphalt; and

WHEREAS, W. E. Dozier has

AFTERNOON SESSION:

After having been read and laid over for one week, the Mayor again introduced the following:

"July 2nd, 1925.

Hon. Mayor and City Council City of Austin,
Austin, Texas.

Gentlemen:

For your consideration, I submit the following proposal for the improvement of Thirty-Second Street between its intersection with Guadalupe Street and Speedway, in the City of Austin, such work to be done in compliance with the specifications I have submitted to the City Engineer, for his approval, at the prices set out and under conditions enumerated herein.

For the furnishing of all tools, labor, equipment, materials and the laying of one and one-half inch finished pavement of Uvalde Rock Asphalt, cold mix, on the present gravel base on the street above named, for a price of \$1.05 per sq. yd. such price to carry with it a guaranteed maintenance for a period of five years by a good and solvent Surety Company's bond.

The above being conditional that the City Council of the City of Austin will pass all necessary ordinances and any other legislation that may be necessary to create a legal and binding assessment against the abutting property owners on this Street, payable to me; such assessments to be in the amount of \$1.42 per front foot; and otherwise in accordance with the estimates of cost and schedule of property owners' frontage and costs to them prepared by the City Engineer; and being further conditioned that the City of Austin will at its own proper cost and expense pay for street intersections and that frontage on the above mentioned street, known as Hemphill Park, at the above prices and rates as set out in the estimates of cost, etc., prepared by the City Engineer. It being understood and agreed that the assessments shall be made in the customary manner and that the contractor will accept such legal assessments against the property owners to be paid by them, all in cash, 10 days after completion and acceptance of the work by the City Engineer, or at their option in 5 equal payments, the first to be due and payable in 10 days after completion and acceptance of the work by the City Engineer and one-fifth each year thereafter until the full amount is paid. The unpaid balance to bear interest at the rate of 8% per annum with the customary clauses in the assessment regarding default of one payment causing the entire unpaid balance to be due, with penalty, interest, and attorney fees, if collection be necessary through the probate court.

It is further agreed that during the period of maintenance, I will, at my own proper cost and expense, make any repairs to said pavement made necessary by virtue of street excavations, cuts for water mains, sewerage, gas mains, or for any other reason not coming properly within the terms of the maintenance agreement, upon reasonable notification by the City Engineer and upon satisfactory arrangement being made for the payment for such work by the one who is responsible for such repairs. Such work to be paid for in accordance with the schedule of prices set out below:

5 sq. yds or less -----	\$15.75 per sq. yd.
Over 5 and under 10 sq.yd at the rate of	10.50 " " "
Over 10 and under 20 sq. yd." " " "	5.25 " " "
Over 20 and under 100 " " " " " "	3.15 " " "

Respectfully,

W. E. Dozier,

By (Sgd) J. O. Corwin, Jr."

**RESOLUTION ORDERING THE IMPROVEMENT OF A PORTION OF
WEST THIRTY-SECOND STREET IN THE CITY OF AUSTIN, TEXAS,
AND APPROVING THE SPECIFICATIONS, PROPOSAL, CONTRACT
AND BOND THEREFOR.**

WHEREAS, it is deemed necessary to improve the following street of the City of Austin within the following limits, to-wit: West Thirty-second Street, from the east line of its intersection with Mezeppa Drive, otherwise known as Guadalupe Street, to the west line of intersection of said West Thirty-second Street with University Avenue or Lampasas Street and ordinarily known as Speedway, all of the area of said West Thirty-second Street to be improved being located within Aldridge Place, an addition to the City of Austin; and

WHEREAS, The City Engineer of the City of Austin has this day filed with the City Council complete specifications for the performance of the said work by paving the said street within the limits above named with Uvalde Rock Asphalt; and

WHEREAS, W. E. Dozier has filed with the City Council his proposal to do said work at and for the following prices, to-wit:

For Uvalde Rock Asphalt paving, of one and one-half inch thickness, as specified, with five years maintenance thereof, the sum of - \$1.05 per square yard; and

WHEREAS, the City Attorney has prepared a contract for said work between the City of Austin and said W. E. Dozier, and also a bond for the construction and maintenance of said work by said Dozier, with the National Surety Company of New York as surety, and has submitted both of said instruments to the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. That the said street be improved by paving the same between gutters with the Uvalde Rock Asphalt pavement, within the limits above named, all as set forth in said specifications
2. That the said specifications for said work prepared by the City Engineer be and the same are hereby adopted, and that the proposal of said W. E. Dozier to perform said work be accepted, and that said work be let to said Dozier, and that the contract prepared and submitted by the City Attorney for the performance for said work on said street be and the same is hereby approved, and that the Mayor of the City of Austin is hereby directed upon the taking effect hereof to execute said contract on behalf of the City of Austin and in its name, and the City Clerk to attest the same with the impress of the corporate seal; that the form of construction and maintenance bond as submitted by the City Attorney for execution by said W. E. Dozier, in connection with the work of improving said street within said limits, be and the same is hereby approved, and that the National Surety Company of New York be and the same is hereby approved as the surety thereon, and that said bond be accepted by the City upon execution by said principal and surety.
3. That the cost of said improvement on said street within said limits shall be paid as follows, to-wit:

The City of Austin shall pay to said W. E. Dozier the whole cost of improving the intersection of other streets with the street herein named to be improved, and the whole cost of improving said street within the limits of the area abutting on Hemphill Park.

The remainder of the cost of improving the street herein named to be improved shall be paid to said W. E. Dozier by the owners of property abutting thereon, and shall be assessed against them and their property, respectively, in accordance with the terms of the charter and ordinances of the City of Austin provided, that no assessment shall be made against any owner or his property in excess of the actual benefits to said property in enhanced value by means of said improvements nor until after notice and hearing to said owner as provided by said charter and ordinances.

That payment to said W. E. Dozier for the performance of said work shall be made in accordance with said contract and specifications hereby adopted.

4. That this resolution shall remain on file with the City Clerk for public inspection for one week before the final passage or adoption thereof, and shall then be finally adopted.

The foregoing resolution was adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery and Nolen, 3; naves, none, Councilmen Haynes and Searight absent.

REPORT OF CITY ENGINEER AS TO PAVING ASSESSMENT OF
A PORTION OF WEST THIRTY-SECOND STREET, IN THE CITY
OF AUSTIN, TEXAS.

Austin, Texas, July 2nd, 1925.

To the Honorable Mayor and City Council
of the City of Austin:

I herewith submit to you my report as to proposed improvements upon Thirty-second Street, from the east line of its intersection with Mezzepa Drive, otherwise known as Guadalupe Street, to the west line of intersection of said West Thirty-second Street with University Avenue or Lampasas Street, and ordinarily known as Speedway, all of the area of said West Thirty-second Street to be improved being located within the original Aldridge Place, an addition to the City of Austin, Texas, as follows, to-wit:

I estimate the total cost of said improvements, in accordance with the contract and specifications therefor, at the sum of \$4606.86.

I estimate the cost of the said improvements to owners of abutting property per linear or front foot of such abutting property, at \$1.42.

The names of the persons, estates or corporations, owning property on the portion of the said street to be improved, with a description of their property, and amounts payable by each owner, are as follows, to-wit:

NORTH SIDE

Owner	Lot No.	Blk. No.	No. of front ft.	Total Cost
J. Bouldin Rector	47	5	60.01'	\$ 85.21
Mrs. Grace D. Rector	49	5	60.13'	\$ 85.38
J. Bouldin Rector	E. 5' of 51	5	5.00'	\$ 7.10
Mrs. Lilla Murphree	E. 55' of 51	5	55.00'	\$ 78.10
R. V. Murray	53	5	60.71'	\$ 86.21
Q. O. Taylor	55 and 57	5	121.01'	\$171.83
Atilia A. Hancock, individually and as executrix of estate of Lewis Hancock, deceased	S. 1/2 of 87	5	111.00'	\$157.62
O. H. Ritchardson	88	3	63.00'	\$ 89.49
R. A. Haynes	90	3	63.00	\$ 89.49
Atilia A. Hancock, individually and as executrix of estate of Lewis Hancock, deceased	92	3	63.00'	\$ 89.49
Mrs. J. J. Bennett	94	3	63.00'	\$ 89.49
Mrs. Atilia A. Hancock, individually and as executrix of estate of Lewis Han- cock, deceased,	96	3	63.00'	\$ 89.49
Robert S. Winslow	97	2	76.23'	\$108.25
Mrs. Atilia A. Hancock, individually and as executrix of estate of Lewis Hancock, deceased	99 W. 5' of 101	2	65.42'	\$ 92.90
Ernest O. Webb	E. 55' of 101 and W. 45' of 103	2	100.00'	\$142.00
Spurgeon Bell	E. 10' of 103 and W. 50' of 105	2	60.00'	\$ 85.20
W. J. Milburn	E. 10' of 105 and all of 107	2	70.03'	\$ 99.44

Owner	Lot No.	Blk. No.	No. of front ft.	Total Cost
Mrs. Atilia A. Hancock, individually and as executrix of estate of Lewis Hancock, deceased	109	2	60.00'	\$ 85.20
J. H. Whitis	111	2	65.66	\$ 93.24
SOUTH SIDE				
Mrs. Atilia A. Hancock, individually and as executrix of estate of Lewis Hancock, deceased,	48	6	74.93	\$134.80
Mrs. N. H. Wooldridge	50	6	65.20	\$ 92.58
Mrs. Alberta Staehely	65 and 19' of 67	7	140.80	\$199.94
W. B. Black	85	7	136.14'	\$193.32
Guaranty Mortgage & Realty Co., E.E. Robinson, Pres.	86	8	180.48'	\$256.28
M. C. Parrish	11	1 (University Heights)	95.00'	\$134.90
M. C. Parrish	10	1 (University Heights)	63.00'	\$ 89.46
M. C. Parrish	9	1 (University Heights)	62.00'	\$ 88.04
M. C. Parrish	8	1 (University Heights)	61.00'	\$ 86.62
M. C. Parrish	7	1 (University Heights)	60.00'	\$ 85.20
Hal C. Weaver	6	1 (University Heights)	60.00'	\$ 85.20
C. P. Patterson	5 and 4, less E. 20'	1 (University Heights)	120.00'	\$170.40
J. P. Padgett	W. 50' of 3 and E. 20' of 4	1 (University Heights)	60.00'	\$ 85.20
M. C. Parrish	2 & E. 10' of 3	1 (University Heights)	60.00'	\$ 85.20
Dudley Locke	1	1 (University Heights)	60.00'	\$ 85.20
City of Austin - Street Intersections - 460 sq. yds. @ \$1.05				\$483.00
City of Austin - frontage on Hemphill Park - 300.10 front ft. @ \$1.42				\$426.14

Respectfully submitted,

(Sgd) C. E. Leonard,

City Engineer."

RESOLUTION APPROVING CITY ENGINEER'S REPORT CONCERNING IMPROVEMENTS ON A PORTION OF WEST THIRTY-SECOND STREET IN THE CITY OF AUSTIN, TEXAS, AND DIRECTING A HEARING TO PROPERTY OWNERS CONCERNING THE ASSESSMENT FOR A PART OF THE COST OF SUCH IMPROVEMENTS AGAINST THEM AND THEIR PROPERTY, FIXING A TIME FOR SAID HEARING, AND DIRECTING THAT A NOTICE BE GIVEN TO SAID PROPERTY OWNERS CONCERNING THE SAID HEARING.

WHEREAS, the City Council of the City of Austin, has heretofore determined to improve West Thirty-second Street, from the east line of its intersection with Mezzepa Drive, otherwise known as Guadalupe Street to the west line of the intersection of said West Thirty-second Street with University Avenue or Lampasas Street, ordinarily known as Speedway, all of the area of said West Thirty-second Street to be improved being located within original Aldridge Place, an addition to the City of Austin, by paving the same with Uvalde Rock Asphalt, and has adopted specifications for said work, and has entered into contract for the same with W. E. Dozier, and

WHEREAS, the City Engineer of the City of Austin has this day filed his report in writing with the City Council showing the total cost of the said improvements upon the said street, the amount per front foot of abutting property to be paid by the owner thereof, and also the names of the persons, estates and corporations owning property abutting on said improvements, with a description of their property, and a statement of the total amount payable by each of said owners, for said improvements; and

WHEREAS, the City Council has examined the said report and finds the same correct; and

WHEREAS, the necessity exists that a portion of the cost of said improvement should be assessed against said property owners and their property, subject to the terms of the Charter of the City and the ordinance in such cases made and provided, and after the notice and hearing provided by said Charter and Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

Sec. 1. That the said report of the City Engineer be and the same is hereby approved and adopted.

Sec. 2. That a portion of the cost of making the said improvements shall be assessed against the owners of property abutting on West Thirty-second Street in the City of Austin, from the east line of its intersection with Mezzepa Drive, otherwise known as Guadalupe Street, to the West line of the intersection of said West Thirty-second Street with University Avenue, or Lampasas Street, and ordinarily known as Speedway, and against the said property; that the said assessment shall be made at the rate of \$1.42 per front foot of such property for paving, in accordance with the "Front foot plan or rule" in proportion to the frontage in that block to be improved; provided, that if said rule of apportionment shall appear to the Council to be unjust or unequal in any particular case, or to result in an assessment in excess of the benefits received through said improvement by any owner or his property, the City Council shall adopt such rule of apportionment as shall effect substantial equality and justice between said property owners, considering benefits received by and burdens imposed upon said owners, and that in no event shall any assessment be made in excess of the actual benefits received by the owners of said property through the enhanced value thereof by means of the said improvement.

Sec. 3. That a hearing shall be given before the City Council to said property owners on the 16th day of July, A. D. 1925, at 10 o'clock A. M., at the City Hall, in the City of Austin, Texas; at which hearing said property owners, their agents or attorneys, shall be fully and fairly heard as to all matters concerning the said improvements, or any irregularity or invalidity in the proceedings with reference thereto, or as to the benefits thereof, if any, to their property, and as to the assessments proposed to be made against them and their property, and as to any other matter or thing connected therewith. At which hearing the said owners shall have the right to produce witnesses and testimony, and which hearing may be adjourned from time to time and from day to day until all are fully heard, and all matters in connection with the said improvement and assessment fully ascertained; that after the said hearing shall be closed, said City Council will proceed to assess against owners of property upon said street and their property, who shall agree with said Council upon the said assessments, such sums as may be so agreed upon and determined as provided by the Charter of the City and

the said ordinance; that as to any such property owners who may not so agree, the City Council will, after said hearing take the necessary legal steps for the appointment of a commission to determine said assessments, and will take such further steps in the ascertainment thereof as are provided by the City Charter and ordinances.

Sec. 4. That the Mayor of the City of Austin is hereby directed to give notice hereof to the said property owners, their agents and attorneys, by publication of a copy of this resolution not less than twice in the The Austin Statesman, a daily paper of general circulation in the City of Austin, the first publication to be not less than five days prior to the date of said hearing, which notice by publication shall be a sufficient and legal notice.

The above resolution was adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery and Nolen, 3; naves, none, Councilmen Haynes and Searight absent.

" July 2nd, 1925.

Hon. Mayor and City Council City of Austin,
Austin, Texas.

Gentlemen:

For your consideration, I submit the following proposal for the improvement of Thirty-third Street, between its intersection with Guadalupe Street and Speedway, in the City of Austin, such work to be done in compliance with the specifications I have submitted to the City Engineer, for his approval, at the prices set out and under conditions enumerated herein.

For the furnishing of all tools, labor, equipment materials, and the laying of one and one-half inch finished pavement of Uvalde Rock Asphalt, cold mix, on the present gravel base on the Street above named, for a price of \$1.05 per sq.yd. such price to carry with it a maintenance for a period of five years guaranteed by a good and solvent Surety Company's bond.

The above being conditional that the City Council of the City of Austin will pass all necessary ordinances and any other legislation that may be necessary to create a legal and binding assessment against the abutting property owners on this Street, payable to me; such assessments to be in the amount of \$1.42 per front foot; and otherwise in accordance with the estimates of cost and schedule of property owner's frontage and costs to them prepared by the City Engineer; and being further conditioned that the City of Austin will at its own proper cost and expense pay for street intersections and that frontage on the above mentioned street, known as Hemphill Park, at the above prices and rates as set out in the estimates of cost, etc., prepared by the City Engineer. It being understood and agreed that the assessments shall be made in the customary manner and that the contractor will accept such legal assessments against the property owners to be paid by them, all in cash, 10 days after completion and acceptance of the work by the City Engineer, or at their option in 5 equal payments, the first to be due and payable in 10 days after completion and acceptance of the work by the City Engineer and one-fifth each year thereafter until the full amount is paid. The unpaid balance to bear interest at the rate of 8% per annum with the customary clauses in the assessment regarding default of one payment causing the entire unpaid balance to be due, with penalty, interest, and Attorney fees, if collection be necessary through the probate court.

It is further agreed that during the period of maintenance, I will, at my own proper cost and expense, make any repairs to said pavement made necessary by virtue of street excavations, cuts for water mains, sewerage, gas mains, or for any other reason not coming properly within the terms of the maintenance agreement, upon reasonable notification by the City Engineer and upon satisfactory arrangement being made for the payment for such work by the one who is responsible for such repairs. Such work to be paid for in accordance with the schedule of prices set out below: -

5 sq. yds or less	-----	\$15.75	per sq. yd
Over 5 and under 10 sq. yd	at the rate of	10.50	" "
Over 10 and under 20 "	" " " "	5.25	" "
Over 20 and under 100 "	" " " "	3.15	" "

Respectfully,

W. E. DOZIER

By (Sgd) J. O. Corwin, Jr."

RESOLUTION ORDERING THE IMPROVEMENT OF A PORTION OF
WEST THIRTY-THIRD STREET IN THE CITY OF AUSTIN, TEXAS,
AND APPROVING THE SPECIFICATIONS, PROPOSAL, CONTRACT AND
BOND THEREFOR.

WHEREAS, it is deemed necessary to improve the following street of the City of Austin within the following limits, to-wit: West Thirty-third Street, from the east line of its intersection with Mezeppa Drive, otherwise known as Guadalupe Street, to the west line of intersection of said West Thirty-third Street with University Avenue or Lampasas Street and ordinarily known as Speedway, all of the area of said West Thirty-third Street to be improved being located within Aldridge Place, an addition to the City of Austin; and

WHEREAS, the City Engineer of the City of Austin has this day filed with the City Council complete specifications for the performance of the said work by paving the said street within the limits above named with Uvalde Rock Asphalt; and

WHEREAS, W. E. Dozier has filed with the City Council his proposal to do said work at and for the following prices, to-wit:

For Uvalde Rock Asphalt paving, of one and one-half
inch thickness, as specified, with five years
maintenance thereof, the sum of per square yard - \$1.05

and

WHEREAS, the City Attorney has prepared a contract for said work between the City of Austin and said W. E. Dozier, and also a bond for the construction and maintenance of said work by said Dozier, with the National Surety Company of New York as surety, and has submitted both of said instruments to the City Council, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. That the said street be improved by paving the same between gutters with the Uvalde Rock Asphalt pavement, within the limits above named, all as set forth in said specifications.
2. That the said specifications for said work prepared by the City Engineer be and the same are hereby adopted, and that the proposal of said W. E. Dozier to perform said work be accepted, and that said work be let to said Dozier, and that the contract prepared and submitted by the City Attorney for the performance for said work on said street be and the same is hereby approved, and that the Mayor of the City of Austin is hereby directed upon the taking effect hereof to execute said contract on behalf of the City of Austin and in its name, and the City Clerk to attest the same with the impress of the corporate seal; that the form of construction and maintenance bond as submitted by the City Attorney for execution by said W. E. Dozier, in connection with the work of improving said street within said limits, be and the same is hereby approved, and that the National Surety Company of New York be and the same is hereby approved as the surety thereon, and that said bond be accepted by the City upon execution by said principal and surety.
3. That the cost of said improvement on said street within said limits shall be paid as follows, to-wit:

The City of Austin shall pay to said W. E. Dozier the whole cost of improving the intersection of other streets with the street herein named to be improved, and the whole cost of improving said street within the limits of the area abutting on Hemphill Park.

The remainder of the cost of improving the street herein named to be improved shall be paid to said W. E. Dozier by the owners of property abutting thereon, and

shall be assessed against them and their property, respectively, in accordance with the terms of the charter and ordinances of the City of Austin; provided, that no assessment shall be made against any owner or his property in excess of the actual benefits to said property in enhanced value by means of said improvements nor until after notice and hearing to said owner as provided by said charter and ordinances.

That payment to said W. E. Dozier for the performance of said work shall be made in accordance with said contract and specifications hereby adopted.

4. That this resolution shall remain on file with the City Clerk for public inspection for one week before the final passage or adoption thereof, and shall then be finally adopted.

The above resolution was adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery and Nolen, 3 & nays, none; Councilmen Haynes and Searight absent.

REPORT OF CITY ENGINEER AS TO PAVING
ASSESSMENT OF A PORTION OF WEST THIRTY-
THIRD STREET, IN THE CITY OF AUSTIN, TEXAS.

Austin, Texas,
July 2nd, 1925.

TO THE HONORABLE MAYOR AND CITY COUNCIL
OF THE CITY OF AUSTIN:

I herewith submit to you my report as to proposed improvements upon Thirty-third Street, from the east line of its intersection with Mezzepe Drive, otherwise known as Guadalupe Street, to the west line of intersection of said West Thirty-third Street with University Avenue or Lampasas Street; and ordinarily known as Speedway, all of the area of said West Thirty-third Street to be improved being located within the original Aldridge Place, an addition to the City of Austin, Texas, as follows, to-wit:

I estimate the total cost of said improvements, in accordance with the contract and specifications therefor, at the sum of \$4495.82.

I estimate the cost of the said improvements to owners of abutting property per linear or front foot of such abutting property, at \$1.42.

The names of the persons, estates or corporations, owning property on the portion of the said street to be improved, with a description of their property, and amounts payable by each owner, are as follows, to-wit:

NORTH SIDE.

<u>Owner</u>	<u>Lot No.</u>	<u>Blk. No.</u>	<u>No. of front feet</u>	<u>Total Cost</u>
W. D. Yett	43 and 45	4	120.87'	\$171.64
Mrs. B. F. Thompson	39 and 41	4	120.03'	\$170.44
Thos. P. Whitis	35 and 37	4	120.29'	\$170.81
R. B. Henderson	33 and W 12' of 31	4	72.71	\$103.35
E. J. Barkley	31 less W.12'	4	111.04'	\$157.68
Mrs. Atillia A. Hancock, individually and as executrix of estate of Lewis Hancock, deceased	29	1	137.00'	\$194.54
John N. Photos	27	1	60.01'	\$ 85.21
F. M. Morley	25	1	60.09'	\$ 85.33
Mrs. Atillia A. Hancock, individually and as executrix of estate of Lewis Hancock, deceased	23	1	60.26'	\$ 85.57
W. D. Dobbs	21	1	60.51'	\$ 85.92
E. R. Sims	19	1	60.78'	\$ 86.31
H. Wunderlich	17	1	60.66'	\$ 86.14
E. R. York	15	1	60.50'	\$ 85.91

Owner	Lot No.	Blk. No.	No. of front feet	Total Cost
John D. Cofer	13 less E. 10'	1	50.35	\$ 71.50
E. G. Bischoff	W. 25' of Lot 9 and Lot 11 and E 10' of Lot 13	1	95.24'	\$135.24
O. T. McCormick	E. 55' of Lot 9 and W 23' of Lot 7	1	78.00'	\$110.76
J. N. Houston	Lot 5 less E 14' and E 37' of Lot No. 7	1	83.03'	\$117.90
Chas. W. Hackett	3 and E 14' of Lot 5	1	74.00'	\$105.08
Earl E. Simms	1	1	61.67	\$ 87.57
SOUTH SIDE				
Paul H. Ganthan	120.78' N. part of Lots 44 and 46	5		\$171.50
T. H. Shelby	42 and W 10' of Lot 40	5	70.03	\$ 99.44
Mrs. Maymie B. Williams	36 and 38 & E. 50' of Lot 40	5	170.33	\$241.87
Mrs. Atillia A. Hancock, individually and as executrix of estate of Lewis Hancock, deceased	95	5	152.43	\$216.45
G. A. Sotermer	24 and 26	3	113.40'	\$161.03
D. B. Klein	22	3	56.70'	\$ 80.51
Carl Hartman	20	3	56.70'	\$ 80.51
Mrs. M. K. Kress	18	3	56.70'	\$ 80.51
Mrs. R. L. Bewley	16 and 14 less E 13'	2	107.89	\$153.20
Herbert H. Finch	W 5' of Lot 10 all of Lot 12 and E 13' of Lot 14	2	78.25'	\$111.12
Estate of John C. Townes, E.E. Townes, Executor, Houston, Texas.	W. 45 of Lot 8 and E 55' of Lot 10	2	100.00'	\$142.00
H. T. Parlin	6 and 8 less W 45'	2	75.11'	\$106.66
Steve White	2 and 4	2	122.30'	\$173.67
City of Austin - Street Intersections - 270 sq. yds. @ \$1.05 -				\$283.50
City of Austin - Frontage on Hemphill Park - 138.70 front feet @ \$1.42 -				\$196.95

Respectfully submitted,

(Sgd) C. E. Leonard,

City Engineer."

RESOLUTION APPROVING CITY ENGINEER'S REPORT CONCERNING IMPROVEMENTS ON A PORTION OF WEST THIRTY-THIRD STREET, IN THE CITY OF AUSTIN, TEXAS, AND DIRECTING A HEARING TO PROPERTY OWNERS CONCERNING THE ASSESSMENT FOR A PART OF THE COST OF SUCH IMPROVEMENTS AGAINST THEM AND THEIR PROPERTY, FIXING A TIME FOR SAID HEARING, AND DIRECTING THAT A NOTICE BE GIVEN TO SAID PROPERTY OWNERS CONCERNING THE SAID HEARING.

WHEREAS, the City Council of the City of Austin, has heretofore determined to improve West Thirty-Third Street, from the east line of its intersection with Mezzepa Drive, otherwise known as Guadalupe Street, to the west line of the

intersection of said West Thirty-third Street with University Avenue, or Lampasas Street, ordinarily known as Speedway, all of the arc of said West Thirty-third Street to be improved being located within original Aldridge Place, an addition to the City of Austin, by paving the same with Uvalde Rock Asphalt, and has adopted specifications for said work and has entered into contract for the same with W. E. Dozier; and

WHEREAS, the City Engineer of the City of Austin, has this day filed his report in writing with the City Council showing the total cost of the said improvements upon the said street, the amount per front foot of abutting property to be paid by the owner thereof, and also the names of the persons, estates and corporations owning property abutting on said improvements, with a description of their property, and a statement of the total amount payable by each of said owners, for said improvements; and

WHEREAS, the City Council has examined the said report and finds the same correct; and

WHEREAS, the necessity exists that a portion of the cost of said improvements should be assessed against said property owners and their property, subject to the terms of the Charter of the City and the ordinance in such cases made and provided, and after the notice and hearing provided by said Charter and Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

Sec. 1. That the said report of the City Engineer be and the same is hereby approved and adopted.

Sec. 2. That a portion of the cost of making the said improvements shall be assessed against the owners of property abutting on West Thirty-third Street in the City of Austin, from the east line of its intersection with Mezzepa Drive, otherwise known as Guadalupe Street, to the West line of the intersection of said West Thirty-third Street with University Avenue, or Lampasas Street and ordinarily known as Speedway, and against the said property; that the said assessment shall be made at the rate of \$1.42 per front foot of such property for paving, in accordance with the "Front foot plan or rule" in proportion to the frontage in that block to be improved; provided, that if said rule of apportionment shall appear to the Council to be unjust or unequal in any particular case, or to result in an assessment in excess of the benefits received through said improvement by any owner or his property the City Council shall adopt such rule of apportionment as shall effect substantial equality and justice between said property owners, considering benefits received by and burdens imposed upon said owners, and that in no event shall any assessment be made in excess of the actual benefits received by the owners of said property through the enhanced value thereof by means of the said improvement.

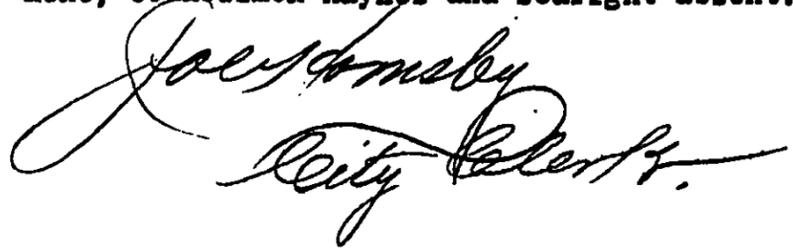
Sec. 3. That a hearing shall be given before the City Council to said property owners on the 16th day of July, A. D. 1925, at 10 o'clock, A.M., at the City Hall, in the City of Austin, Texas; at which hearing said property owners, their agents or attorneys, shall be fully and fairly heard as to all matters concerning the said improvements, or any irregularity or invalidity in the proceedings with reference thereto, or as to the benefits thereof, if any, to their property, and as to the assessments proposed to be made against them and their property, and as to any other

matter or thing connected therewith. At which hearing the said owners shall have the right to produce witnesses and testimony, and which hearing may be adjourned from time to time and from day to day until all are fully heard, and all matters in connection with the said improvement and assessment fully ascertained; that after the said hearing shall be closed, said City Council will proceed to assess against owners of property upon said street and their property, who shall agree with said Council upon the said assessments, such sums as may be so agreed upon and determined as provided by the Charter of the City and the said ordinance; that as to any such property owners who may not so agree, the City Council will, after said hearing take the necessary legal steps for the appointment of a commission to determine said assessments, and will take such further steps in the ascertainment thereof as are provided by the City Charter and ordinances.

Sec. 4. That the Mayor of the City of Austin is hereby directed to give notice hereof to the said property owners, their agents and attorneys, by publication of a copy of this resolution not less than twice in the The Austin Statesman, a daily paper of general circulation in the City of Austin, the first publication to be not less than five days prior to the date of said hearing, which notice by publication shall be a sufficient and legal notice.

The above resolution was adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery and Nolen, 3; nays, none, Councilmen Haynes and Searight absent.

The Council then adjourned.



REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, July 16, 1925.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor Yett, Councilmen Avery and Nolen, 3; absent, Councilmen Haynes and Searight.

The reading of the Minutes of the last meeting was suspended.

The application of W. P. Mussina to erect a garage and improvements on his property between 2nd and 3rd Streets on Brazos Street was read and referred to the Safety Committee by the following vote: Ayes, Mayor Yett, Councilmen Avery and Nolen, 3; nays, none, Councilmen Haynes and Searight absent.

Councilman Avery introduced the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT WHEREAS, Roy Smith has proposed to exchange with the City of Austin a part of certain property owned by him in Outlot No. 8, Division "Z", City of Austin for certain property, like area and value, out of Pease Park, and it is deemed advisable in the public interest to make such exchange:

Therefore, the Mayor is hereby authorized to execute a deed in behalf of the City of Austin to Roy Smith and Grace Norrell Smith, husband and wife, to the following property: BEGINNING at the Northwest corner of Pease Park (marked by a concrete monument), as transferred to the City of Austin and shown by record of May 22, 1875, in Volume 30, at page 323, of the Records of the County Clerk of Travis County, Texas, thence in a Southeasterly direction with the North line of Windsor Road for a distance of 71½ feet to iron stake for